BOARD OF SUPERVISORS, GLENN COUNTY, CALIFORNIA

RESOLUTION NO. 2017- 54

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A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF GLENN DECLARING THAT GLENN COUNTY COMPLIES WITH FEDERAL IMMIGRATION LAWS, AND DOES NOT CONSTITUTE A "SANCTUARY' JURISDICTION

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WHEREAS, the County of Glenn respects both the rights of members of immigrant communities, and the authority of the United States government to regulate immigration; and

WHEREAS, the term " sanctuary" jurisdiction has historically and correctly been applied to those local governments who deliberately refuse to comply with federal immigration laws as the result of local policy decisions by that jurisdiction's elected officials, with the intention of hindering enforcement of those laws; and

WHEREAS, federal law , 8 U.S.C. §§ 1373 and 1644, provides that no government entity may prohibit or restrict its officials from sending to, or receiving from, United States immigration authorities information regarding the citizenship or immigration status of any individual; and

WHEREAS, in addition to the foregoing mandatory legal obligations, United States immigration authorities often request additional voluntary assistance from local governments and law enforcement agencies, including requests to hold individuals in custody known as " immigration detainers"; and

WHEREAS, such voluntary assistance is largely unreimbursed by the United States government, and as with all requests for interagency aid, local governments and law enforcement agencies with limited resources are often forced to make difficult decisions regarding whether assistance can be provided on a case-by-case basis, including considerations of funding, personnel availability, jail capacity, and other legal obligations;

NOW, THEREFORE, BE IT RESOLVED that the County of Glenn, acting by and through the Glenn County Board of Supervisors, hereby DECLARES that the County of Glenn complies with 8 U.S.C. §§ 1373 and 1644, and does not prohibit or restrict its officials, employees, or any other person from sending to, or receiving from, United States immigration authorities information regarding the citizenship or immigration status of any individual.

BE IT FURTHER RESOLVED that the County of Glenn, acting by and through the Glenn County Board of Supervisors, hereby DECLARES that it does not refuse to comply with federal immigration laws as the result of any local policy decisions by County elected officials, does not have any intention of hindering enforcement of those laws, and does not meet any reasonable definition of a "sanctuary" jurisdiction.

BE IT FURTHER RESOLVED that the County of Glenn will at all times endeavor to provide appropriate interagency assistance to United States immigration authorities within the limits of its resources, including funding, personnel availability, jail capacity, and other legal obligations.

BE IT FURTHER RESOLVED that the United States Congress, Federal Administration, and other appropriate agencies of the federal government are hereby urged to include representatives of rural local governments in California and nationwide in the process of developing any legal definition of a " sanctuary" jurisdiction.

BE IT FURTHER RESOLVED that the United States Congress, Federal Administration, and other appropriate agencies of the federal government are hereby urged not to reduce, restrict, or eliminate any federal funding to local governments, on the sole basis that such local governments are sometimes unable to provide voluntary assistance to United States immigration authorities due to resource limitations as described above.

BE IT FURTHER RESOLVED that the United States Congress, federal Administration, and other appropriate agencies of the federal government are hereby urged to provide local governments with full cost reimbursement for any assistance requested by and rendered to United States immigration authorities.

BE IT FURTHER RESOLVED that the California Legislature, Governor, and appropriate California State Agencies are hereby urged to adopt legislation, regulations, and policies applicable to local governments that adhere to federal law and are consistent with the authority of the United States government to regulate immigration.

THIS RESOLUTION was passed by the Board of Supervisors of the County of Glenn at a regular meeting held this July 18, 2017 by the following vote:

AYES: Supervisor Foltz, Minto, Viegas and Corum (Chairman)
NOES: None
ABSENT OR ABSTAIN: Supervisor McDaniel

KEITH CORUM, CHAIRMAN
Glenn County Board of Supervisors

ATTEST:

Di Aulabaugh, Clerk of the Board of Supervisors
County of Glenn, California

APPROVED AS TO FORM:

ALICIA EKLAND, County Counsel
County of Glenn, California